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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 JERMAINE BLAIR,

12 Plaintiff,

13 v.

14 VISS, et al.,

15 Defendants.
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No. 2:22-cv-0670 KJM DB P

ORDER

17 Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to 42
18 U.S.C. § 1983. Plaintiff claims defendants used excessive force, failed to protect him, and
19 retaliated against him in violation of his constitutional rights.

20 On March 29, 2023, defendants filed a motion for summary judgment. (ECF No. 24.)
21 Plaintiff has not filed an opposition. Local Rule 230(l) provides in part: “Failure of the
22 responding party to file written opposition or to file a statement of no opposition may be deemed
23 a waiver of any opposition to the granting of the motion” On February 22, 2023, plaintiff
24 was advised of the requirement for filing an opposition to the motion and that failure to oppose
25 such a motion may be deemed a waiver of opposition to the motion. (ECF No. 23 at 6.)

26 Local rule 110 provides that failure to comply with the Local Rules “may be grounds for
27 imposition of any and all sanctions authorized by statute or Rule or within the inherent power of

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1 the Court.” In the order filed February 22, 2023, plaintiff was advised that failure to comply with
2 the Local Rules may result in a recommendation that the action be dismissed. (ECF No. 23 at 8.)

3 Good cause appearing, IT IS HEREBY ORDERED that, within thirty days of the date of
4 this order, plaintiff shall file an opposition, if any, to the motion for summary judgment. Failure
5 to file an opposition will be deemed as a statement of non-opposition and shall result in a
6 recommendation that this action be dismissed pursuant to Federal Rule of Civil Procedure 41(b).

7 Dated: June 2, 2023

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11 DEBORAH BARNES
12 UNITED STATES MAGISTRATE JUDGE
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